

Docket No.: 22409-00554  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Confirmation No.: 2373

Andreas VOLZ

U.S. Patent 6,143,440

Application No.: 09/359,120

Art Unit 1745

Filed: July 23, 1999

Examiner: Raymond Alejandro

For: PROTECTIVE DEVICE FOR A REPEATEDLY  
RECHARGEABLE ELECTROCHEMICAL BATTERY

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Cochlear Limited hereinafter Assignee, hereby notifies the United States Patent and Trademark Office (USPTO) that this application is no longer entitled to small entity status, and that the claim for small entity status filed by the Assignee is hereby withdrawn.

Pursuant to 37 CFR § 1.28(c), Assignee has attached herewith a Correction to Large Entity Status and Deficiency Payment Statement which corrects the deficiency for the four and eight year maintenance fee payments. Assignee requests the USPTO to charge our Deposit Account No. 22-0185, under Order No. 22409-00554-US from which the undersigned is authorized to draw, the additional maintenance fee.

Dated: March 7, 2008

By / Michael G. Verga/

Michael G. Verga  
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**CORRECTION TO SMALL  
ENTITY STATUS AND  
DEFICIENCY PAYMENT  
(37 CFR § 1.28(c))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney Docket No.	22409-00554-US
First Inventor Name	Andreas VOLZ
Patent Number	6,143,440
Issued Date	November 7, 2000
Application Number	09/359,120
Filed Date	July 23, 1999
Title	PROTECTIVE DEVICE FOR A REPEATEDLY RECHARGEABLE ELECTROCHEMICAL BATTERY

**REQUEST FOR CORRECTION TO SMALL ENTITY STATUS**

Small entity status was established in good faith in the above-identified application or patent, and fees as a small entity were paid in good faith, and it was later discovered that such status as a small entity was established in error, or that through error the Office was not notified of a loss of entitlement to small entity status as required by § 1.27(g)(2), the undersigned requests that the error be excused by correcting the small entity status from small entity to large entity and submits the following deficiency payment.

**CALCULATION OF DEFICIENCY PAYMENT**

	Type of fee erroneously paid as a small entity	Amount Paid	Date of Payment	Current Large Entity Fee	Deficiency Amount Owed
1.	3.5 Year Maintenance Fee	\$ 455.00	April 30, 2004	\$ 910.00	\$ 455.00
2.					
3.					
4.					
5.					
<b>Total</b>					<b>\$ 455.00</b>

**METHOD OF PAYMENT**

Enclosed herein is payment of the deficiency payment shown above for the above-identified application or patent.

- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication, any deficiency in payment of the required fees, including fees under 37 C.F.R. §§ 1.16, 1.17, and 1.20 or credit any overpayment to Deposit Account No. 22-0185.
- ☐ Other \_\_\_\_\_

**SIGNATURE/CORRESPONDENCE**

I am the:

- ☒ Registered attorney/agent of record ☐ New Power of Attorney Attached
- ☐ Registered attorney/agent not of record acting as a representative
- ☐ An assignee as provided for under § 3.71(b)
- ☐ All applications/inventors

Name	Michael G. Verga	Registration No. (Attorney/Agent)	39,410		
Signature	/Michael G. Verga/	Date	March 7, 2008		
<input checked="" type="checkbox"/> Customer Number 22-0185		<input type="checkbox"/> OR Correspondence address below			
Firm/Organization	Connolly Bove Lodge & Hutz LLP				
Address	1875 Eye Street, N.W. Suite 1100				
City	Washington	State	D.C.		
Country	USA	Zip Code	20006		
	Telephone	202-331-7111	Fax 202-293-6229		

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: March 7, 2008  
Electronic Signature for Michael G. Verga: /Michael G. Verga/